



1 complaint and the answer of Defendant NYE COUNTY and the motion to dismiss of Defendants  
2 CHRIS ARABIA and LEO BLUNDO (“Arabia” and “Blundo”) remain in full force and effect  
3 except that the motion to dismiss of Defendants Arabia and Blundo will not seek dismissal of  
4 Plaintiff’s claims based upon a failure to obtain a Notice of Right to Sue which has now been  
5 obtained and is attached to the Amended Complaint. However, all other arguments set forth in  
6 Defendants Arabia and Blundo’s Motion to Dismiss are preserved and remain ripe for  
7 determination.

8 RESPECTFULLY SUBMITTED this 4<sup>th</sup> day of August, 2021.

9 LAW OFFICES OF MICHAEL P.  
10 BALABAN

LEMONS, GRUNDY &  
EISENBERG

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15 Dated: August 4, 2021

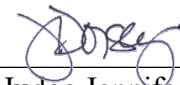
16 Dated: August 4, 2021

17 MARQUIS AURBACH  
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ARABIA and LEO BLUNDO

24 **ORDER**

25 Based on the parties' stipulation [ECF No. 16] and with good cause appearing, IT IS SO  
26 ORDERED. The plaintiff has until 9/17/21 to file the amended complaint in the format provided  
27 at ECF No. 16-1. The court will resolve the motion to dismiss [ECF No. 6] in due course.

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U.S. District Judge Jennifer A. Dorsey  
Dated: September 14, 2021